**HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE**

**AND**

**HON'BLE SHRI JUSTICE G. BHAVANI PRASAD**

**WRIT PETITION NO. 4751 OF 2006**

**BETWEEN:**

Gudipudi Sarva Sesha Talpa Sai

.....**Petitioner**

**And**

The District Judge, Guntur District.

.....**Respondent**

**::O R D E R::**

Counsel for the Petitioner : Shri P.V. Krishnaiah

Counsel for the Respondent : Smt. M. Bhaskara Lakshmi

**Dated: 18.04.2006**

**Per G.S. SINGHVI, CJ**

The petitioner, who retired from service as Head Clerk with effect from 31.12.2003, filed this petition on 09.03.2006 for issuance of a mandamus to the respondent to pay him retiral benefits.

Smt. Bhaskara Lakshmi, learned counsel for the respondent says that retrial benefits could not be paid to the petitioner because he did not complete the paper formalities. She further says that if the petitioner makes an appropriate application and completes the paper formalities, the concerned authority will take necessary steps for release of retiral benefits payable to him.

In view of the fair stand taken by the learned counsel for the respondent, we do not consider it necessary to go into the legalities involved in the case, and dispose of the writ petition with the following directions:

1. within one month from today, the petitioner should appear before the competent authority and submit application in the prescribed form along with copies of the relevant documents for grant of pension and other retiral benefits;

2. within one month of the completion of all paper formalities by the petitioner, the competent authority shall process his case for grant of retiral benefits and pass appropriate order;

3. on receipt of the papers relating to grant of retiral benefits to the petitioner, the concerned Treasury Officer shall release the amount payable to him;

4. if the petitioner has any grievance in the matter of calculation of retrial benefits or otherwise, then he shall be free to make representation to the competent authority of the Judicial Department as also the Government, which shall be considered and decided within next two months.

**G.S. SINGHVI, CJ**

**G. BHAVANI PRASAD, J**

18.04.2006

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